

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3991

IN THE MATTER OF:

Served August 10, 1992

Application of RAINBOW LUXURY )  
LINES, INC., for a Certificate of )  
Authority -- Irregular Route )  
Operations )

Case No. AP-92-24

By application filed June 12, 1992, Rainbow Luxury Lines, Inc. (Rainbow or applicant), a Delaware corporation, seeks a certificate of authority to transport passengers, together with baggage in the same vehicles as passengers, in irregular route operations between points in the Metropolitan District.

Notice of this application was served on June 17, 1992, in Order No. 3957, and Rainbow was directed to publish further notice in a newspaper and file an affidavit of publication. Rainbow complied. This application is unopposed.

SUMMARY OF EVIDENCE

Rainbow's application, includes information regarding, among other things, its corporate status, facilities, vehicle maintenance arrangements, driver training practices, proposed tariff, finances, and regulatory compliance record.

Rainbow proposes to initiate operations using one leased vehicle having a manufacturer-designed seating capacity of 48 passengers. Applicant's proposed tariff contains hourly rates and transfer rates for charter bus service.

Rainbow's president certifies on its behalf that it has access to, is familiar with, and will comply with the Compact, the Commission's rules and regulations, and United States Department of Transportation regulations relating to transportation of passengers for hire.

The application indicates that applicant's president and secretary are its sole shareholders. It is certified that neither Rainbow nor any person controlling, controlled by, or under common control with Rainbow has any control relationship with a carrier other than Rainbow.

Rainbow filed a balance sheet as of May 31, 1992, showing current assets of \$43,720; net fixed assets of \$71,675; current liabilities of \$34,166; long-term liabilities of \$61,308, and equity of \$19,921. Rainbow's profit and loss statement for the two months ended May 31, 1992, shows income of \$75,028; operating expenses of \$55,207, and net profit of \$19,821. Rainbow's projected income statement for the year ended December 31, 1992, shows income of \$237,626; operating expenses of \$174,792, and net profit of \$62,833.

## DISCUSSION AND CONCLUSION

This case is governed by the Compact, Title II, Article XI, Section 7(a), which provides in relevant part that:

. . . the Commission shall issue a certificate to any qualified applicant, . . . if it finds that--

- (i) the applicant is fit, willing, and able to perform [the] transportation properly, conform to the provisions of this Act, and conform to the rules, regulations, and requirements of the Commission; and
- (ii) that the transportation is consistent with the public interest.

Based on the evidence in this record, the Commission finds Rainbow to be fit, willing, and able to perform the proposed transportation properly and to conform with applicable regulatory requirements. It is further found that the proposed transportation is consistent with the public interest.

THEREFORE, IT IS ORDERED:

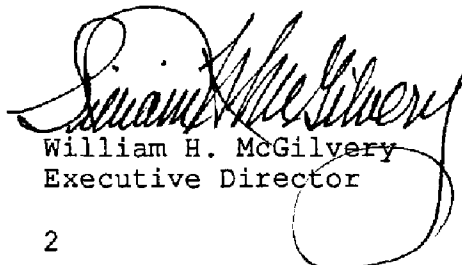
1. That Rainbow Luxury Lines, Inc., 13604 Engleman Drive, Laurel, MD 20708, is hereby conditionally granted, contingent upon timely compliance with the requirements of this order, authority to transport passengers, together with baggage in the same vehicles as passengers, in irregular route operations between points in the Metropolitan District.

2. That Rainbow Luxury Lines, Inc., is hereby directed to file the following documents with the Commission within 30 days of the date of this order or such additional time as the Commission may direct or allow: (a) evidence of insurance pursuant to Commission Regulation No. 58 and Order No. 3623; (b) four copies of a tariff or tariffs in accordance with Regulation No. 55; (c) an equipment list stating the year, make, model, serial number, vehicle number, license plate number (with jurisdiction) and seating capacity of each vehicle to be used in revenue operations; (d) evidence of ownership or a lease as required by Commission Regulation No. 62 for each vehicle to be used in revenue operations; and (e) a notarized affidavit of identification of vehicles pursuant to Commission Regulation No. 61, for which purpose WMATC No. 214 is hereby assigned.

3. That upon timely compliance with the requirements of the preceding paragraph and acceptance of the documents required by the Commission, Certificate of Authority No. 214 shall be issued to Rainbow Luxury Lines, Inc.

4. That unless Rainbow Luxury Lines, Inc., complies with the requirements of this order within 30 days from the date of issuance, or such additional time as the Commission may direct or allow, the grant of authority herein shall be void and the application shall stand denied in its entirety effective upon the expiration of said compliance time.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS DAVENPORT, SCHIFTER, AND SHANNON:

  
William H. McGilvery  
Executive Director